

MINUTES
IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA NORTHERN, DIVISION

HON. CHARLES S. COODY, MAG. JUDGE AT MONTGOMERY, ALABAMA

DATE COMMENCED: 10/11/06 AT 3:00 p.m. to 3:13 p.m

DATE COMPLETED: 10/11/06 FTR Recorded

BORRAH E. CAMPBELL, II

Plaintiff

vs..

UNITED PARCEL SERVICES, INC.

Defendant

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CASE NO. 2:06CV205-WHA-CSC

PLAINTIFF

APPEARANCES:

DEFENDANT

Mr. Borrah E. Campbell (Pro Se)

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Atty. Lisa H. Cassilly
Atty. Jeremy Dean Tucker

COURT OFFICIALS PRESENT:

COURTROOM DEPUTY: WANDA STINSON

LAW CLERK: CORRIE LONG

(X) OTHER PROCEEDINGS: **STATUS/SCHEDULING CONFERENCE**

SEE MINUTES ATTACHED

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED		
Description	Status/Scheduling Cong - 2:06cv205-WHA-CSC	
Date	10/11/2006	Location Courtroom 4B
Time	Speaker	Note
3 :00:16 PM	Court	Court convenes; partie present as noted; Question to deft re: last pleading filed in case regarding meeting with deft;
3 :00:50 PM	Mr. Campbell	Response; Def't's have canceled on more than one occasion;
3 :01:46 PM	Court	Response - addresses both sides to cooperate with each other re: discovery matters;
3 :02:10 PM	Mr. Campbell	Have been trying; No one ever shows up;
3 :02:23 PM	Court	Addresses def't's counsel; Discussion as to status;
3 :02:43 PM	Mr. Campbell	Response - have presented all documentations asked for by the defendants;
3 :04:07 PM	Court	Are there anymore discovery;
3 :04:12 PM	Atty. Tucker	Response regarding discovery; Initial discovery included interrogatories; request for admissions and request for documents, only a few of each, he has not served any responses to us; We like to conduct depositions;
3 :05:25 PM	Mr. Campbell	Response;
3 :05:56 PM	Court	Advised plntf of obligations and to answer interrogatories under oath; Both sides have an additional 60 days to complete discovery; will set a new deadline for filing dispositive motions;
3 :07:18 PM	Mr. Campbell	Addresses the court as to confusion regarding things left to do;
3 :07:40 PM	Court	Understanding of what a deposition is;
3 :07:42 PM	Mr. Campbell	They going to tape what I say;
3 :07:45 PM	Court	They or going to have a court reporter there or videotape it and you are going to be under oath,
3 :07:56 PM	Mr. Campbell	That's the only requirement that I have left;
3 :08:03 PM	Court	What's left, interrogatories and request for admissions;
3 :08:06 PM	Atty. Tucker	We not received a response to interrogatories and request for admissions submitted in April;
3 :08:17 PM	Court	Addresses the plaintiff as to what def't's counsel is referring to;
3 :08:20 PM	Mr. Campbell	Interrogatories being the deposition;
3 :08:20 PM	Court	No. Interrogatories are written questions to which you are to respond;
3 :08:34 PM	Mr. Campbell	Is that done during depositions;
3 :08:36 PM	Court	No it is not;
3 :08:41 PM	Mr. Campbell	So I have to write a response;
3 :08:42 PM	Court	Yes, under oath, you have to respond to them in writing under oath;
3 :08:48 PM	Mr. Campbell	Do I have to be with them?
3 :08:50 PM	Court	No.
3 :09:10 PM	Mr. Campbell	Response;

3 :09:26 PM	Court	It may be better to go ahead and take his deposition before you determine you need interrogatories or request for admissions;
3 :09:56 PM	Atty. Tucker	Ok
3 :09:58 PM	Court	They are going to take your deposition before you have to respond to anything else;
3 :10:16 PM	Mr. Campbell	Just want to make sure I'm in compliance;
3 :10:26 PM	Court	Parties advised to make sure addresses are known to where things are set before leaving this afternoon;
3 :10:39 PM	Mr. Campbell	Inform the court that home was broken into, and received documentation from the deft that did not come through the mail; The only way deft's can contact is through phone or certified mail
3 :11:21 PM	Court	Parties advised to know how to get in contact with each other before leaving today; Parties advised to set a date to take depositions before leaving today;
3 :11:29 PM	Atty. Tucker	Request plntf,'s address on the record;
3 :11:44 PM	Court	What is that address.
3 :11:44 PM	Mr. Campbell	118 T Clanton Ave. Montgomery, AL 36104;
3 :12:00 PM	Atty. Cassilly	May we ask for his phone number;
3 :12:08 PM	Mr. Campbell	Prefer that mail be sent to P.O. Box 1124 Montgomery, AL 36120.
3 :12:19 PM	Court	What's your phone number;
3 :12:19 PM	Mr. Campbell	334-221-6352
3 :12:29 PM	Court	Will enter an order releasing Mr. Campbell of his present obligations to respond to any outstanding discovery request until after his deposition is taken; Deposition to be taken with the next 20 days;
3 :13:03 PM	Atty. Tucker	Request to allow counsel to conduct the deposition some where within the courthouse;
3 :13:16 PM	Court	Don't think that's necessary at this point; If you run into a problem during the deposition, the court can be reached by telephone.
3 :13:30 PM	Court	Court is recessed.